

**IN THE UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF WEST VIRGINIA**

KEITH LOWE,

Plaintiff,

v.

**Civ. Act. No: 2:25-cv-272
Honorable Thomas Johnston**

**SUPERINTENDENT JOHN FRAME and
COMMISSIONER DAVID KELLY,**

Defendants.

NOTICE OF INTENT TO SERVE SUBPOENA

Plaintiff Keith Lowe, by counsel, hereby gives notice pursuant to Rule 45(a)(4) of the Federal Rules of Civil Procedure of his intent to serve the attached subpoena to appear and testify at a hearing in a civil matter on Evan Dove, in his role as a mental hygiene commissioner in Fayette County.

**Respectfully submitted,
Keith Lowe,
By counsel:**

/s/ Lesley M. Nash
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CERTIFICATE OF SERVICE

I hereby certify that on the 29th of July 2025, I caused the foregoing “**Notice of Intent to Serve Subpoena**” to be served upon counsel of record by utilizing the Court’s CM/ECF System, which will provide copies of the same to the following:

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Counsel for Defendant Caruso

/s/ Lesley M. Nash

Lesley M. Nash (WVSB #14158)